

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF NEW YORK**

GORDON CASEY and DUANE SKINNER,
individually and on behalf of all others similarly
situated,

Plaintiff,

v.

CITIGROUP, INC., CITIBANK, N.A.,
CITIMORTGAGE, INC., MIDFIRST BANK,
N.A. d/b/a MIDLAND MORTGAGE, and
FIRSTINSURE, INC.,

Defendants.

CELESTE COONAN, individually and on behalf
of all others similarly situated,

Plaintiff,

v.

CITIBANK, N.A., CITIMORTGAGE, INC.,
ASSURANT, INC., AMERICAN SECURITY
INSURANCE COMPANY, and STANDARD
GUARANTY INSURANCE COMPANY,

Defendants.

Civil Case No. 5:12-cv-820
(DNH/DEP)

Civil Case No. 1:13-cv-353
(DNH/DEP)

**PLAINTIFFS' MOTION FOR PRELIMINARY APPROVAL
OF CLASS ACTION SETTLEMENT**

Plaintiffs Gordon Casey, Duane Skinner, and Celeste Coonan (collectively, "Plaintiffs") in the above-captioned actions, on behalf of themselves and the class members that they seek to represent, respectfully move this Court to enter an Order: (1) preliminarily approving the Class Action Settlement Agreement ("Settlement Agreement") attached as Exhibit 1 to the Declaration of Kai Richter; (2) approving the proposed Notices of Settlement, and authorizing distribution of the Notices via first class mail and by publication as specified in the Settlement Agreement; (3)

certifying the proposed Settlement Classes set forth in the Settlement Agreement; (4) designating Plaintiffs' Counsel as Class Counsel; (5) designating Plaintiffs as class representatives; and (6) scheduling a final approval hearing. The motion is based on the points and authorities cited in Plaintiffs' Memorandum of Law in Support of Plaintiffs' Motion for Preliminary Approval of Class Action Settlement; the contemporaneously-filed declarations of Kai Richter, Gordon Casey, Duane Skinner, and Celeste Coonan; the arguments of counsel; and all files, records and proceedings in this matter. Defendants support this motion.

Dated: February 5, 2014

/s/ Kai Richter

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***ATTORNEYS FOR PLAINTIFFS AND THE
PROPOSED SETTLEMENT CLASSES***